

**MINUTES OF THE PUBLIC HEARING HELD BEFORE THE  
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA  
MARCH 18, 2009**

A public hearing was held on Wednesday, March 18, 2009, in the Council Chambers of City Hall, 610 Main Street, Jasper, Indiana.

**Call to Order.** Presiding Officer Mayor William J. Schmitt called the hearing to order at 6:50 p.m.

**Roll Call.**

Mayor William J. Schmitt	Present
Council members:	
John Schroeder	Present
David Prechtel	Absent
Thomas Schmidt	Present
Ambrose 'Butch' Schitter	Present
Kevin Manley	Present
Randall Buchta	Present
Raymond Howard	Present
City Attorney Sandra Hemmerlein	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Juanita Boehm announced that in order to have a quorum for the meeting, a majority of the council members must be in attendance. Six of the seven council members were in attendance which is a majority; therefore, there was a quorum for the hearing.

**Pledge.** Mayor Schmitt then invited those in attendance to join him in reciting the Pledge of Allegiance.

**Purpose.** Mayor Schmitt said the purpose of the public hearing is to receive public comments concerning the petition of Fifth Third Bank and Steve Stallings to rezone property located at 3682 and 3694 Newton Street from R-2 residential to B-1 business.

A notice concerning the public hearing appeared in the Herald on March 7, 2009. A notice was also posted at City Hall and faxed to the news media.

Mayor Schmitt said, with respect to tonight's public hearing, we are hereby incorporating by reference into the record of this public hearing, City of Jasper Ordinance No. 1993-17, entitled "Zoning Ordinance and Subdivision Control Ordinance and Flood District and Flood Damage Prevention" and any and all Amendments thereto.

Ken Brosmer with Brosmer Land Surveying, representing Fifth Third Bank and Steve Stallings, said the petitioners are asking that the land located north of Fifth Third Bank's north side branch on Newton Street that was previously owned by Joe Eckerle and also the property presently owned by Steve Stallings that is located at the corner of Newton and 37<sup>th</sup> Street be rezoned from R-2 residential to B-1 business.

Council member Ambrose 'Butch' Schitter said the Plan Commission favorably recommended the rezoning of the property.

Mayor Schmitt then asked for public comments. No public comments were received.

Thereafter, a **motion** was made by Council member Thomas Schmidt and seconded by Council member Ray Howard to close the public hearing. The motion carried 6-0 and the hearing closed at 6:55 p.m.

The minutes were hereby approved \_\_\_\_\_ with \_\_\_X\_\_\_ without corrections or clarification this 22<sup>nd</sup> day of April, 2009.

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**Mayor William J. Schmitt**  
**Presiding Officer**

**Attest:**

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**Juanita S. Boehm, Clerk-Treasurer**

Margaret A. Kress, Recording Secretary